

Commodity Credit Corporation, USDA

§ 1439.3

Subpart—Crash Feed Grain Donation Program

- 1439.401 General statement.
- 1439.402 Assistance.
- 1439.403 Feeding period.

Subpart—Prickly Pear Cactus Burning Program

- 1439.501 General statement.
- 1439.502 Definitions.
- 1439.503 Eligibility.
- 1439.504 Assistance.

AUTHORITY: 15 U.S.C. 714b and 714c, 7 U.S.C. 1427 and 1471–1471j.

SOURCE: 56 FR 33192, July 19, 1991, unless otherwise noted. Redesignated at 61 FR 32644, June 25, 1996.

EDITORIAL NOTE: Nomenclature changes to part 1439 appear at 61 FR 32644, June 25, 1996.

Subpart—General Provisions

§ 1439.1 General statement.

The regulations in this part set forth the terms and conditions of the programs which may be made available to eligible owners for 1990 and subsequent livestock feed crop year disasters. The objective of these programs is to provide emergency feed assistance to eligible livestock owners in a State, county, or area approved by the Executive Vice President, CCC, where because of disease, insect infestation, flood, drought, fire, hurricane, earthquake, storm, hot weather, or other natural disaster, a livestock emergency exists. These programs, except the Crash Feed Grain Donation Program, also provide feed assistance to eligible livestock owners for the preservation and maintenance of livestock in any county contiguous to a county where a livestock feed emergency has been determined to exist at any time during an 8-month period beginning on the date that such an emergency has been determined to exist in the other county. The program or programs which are made available in the event of the occurrence of a livestock feed emergency shall be determined by the Executive Vice President, CCC. With the exception of the Prickly Pear Cactus Burning Program and Crash Feed Grain Donation Program contained at § 1439.401 through § 1439.504 of this part, in order to receive assistance under this part a person must

enter into a contract with CCC in order to receive such assistance from CCC.

§ 1439.2 Administration.

(a) This part shall be administered by CCC under the general direction and supervision of the Executive Vice President, CCC. The program shall be carried out in the field by State and county Farm Service Agency committees (State and county committees).

(b) State and county committees, and representatives and employees thereof, do not have the authority to modify or waive any of the provisions of the regulations in this part, as amended or supplemented.

(c) The State committee shall take any action required by this part which has not been taken by the county committee. The State committee shall also:

(1) Correct, or require a county committee to correct, any action taken by such county committee which is not in accordance with this part; or

(2) Require a county committee to withhold taking any action which is not in accordance with this part.

(d) No delegation herein to a State or county committee shall preclude the Executive Vice President, CCC, or a designee, from determining any question arising under the program or from reversing or modifying any determination made by a State or county committee.

§ 1439.3 Definitions.

In determining the meaning of the provisions of this part, unless the context indicates otherwise, words imparting the singular include and apply to several persons and things, words imparting the plural include the singular, words imparting the masculine gender include the feminine, and words used in the present tense include the future as well as the present. The following terms shall have the following meanings:

Actively engaged in livestock production or husbandry, or dairy production means:

(1) Possessing a beneficial interest in eligible livestock as defined in this part; and

(2) Possessing a financial risk in regards to the eligible livestock.